

By Don Shelby

H.B. No. 644

A BILL TO BE ENTITLED

AN ACT

relating to the issuance of certain permits by the Texas Water Commission.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 27.051, Water Code, is amended by adding Subsection (g) to read as follows:

(g) Before issuing a permit for a hazardous waste injection well into a solution-mined salt-dome cavern, the commission by order must find that there is no practical, economic, and feasible alternative facility reasonably available to manage the types and classes of hazardous waste to be injected into the cavern.

SECTION 2. Chapter 361, Health and Safety Code, is amended by adding Section 361.1091 to read as follows:

Sec. 361.1091. FINDING OF NEED FOR CERTAIN FACILITIES.

(a) Before issuing a permit for a facility that incinerates hazardous waste, the commission by order must find that there is no practical, economic, and feasible alternative facility reasonably available to manage the types and classes of hazardous waste to be incinerated.

(b) Before issuing a permit for the storage or disposal of hazardous waste in a solution-mined salt-dome cavern, the commission by order must find that there is no practical, economic, and feasible alternative facility reasonably available to manage the types and classes of hazardous waste to be stored or disposed

1 of in the cavern.

2 SECTION 3. This Act takes effect September 1, 1991, and
3 applies only to an application for issuance or renewal of a permit
4 under Subchapter C, Chapter 361, Health and Safety Code, or
5 Subchapter D, Chapter 27, Water Code, that is:

6 (1) pending on that date; or

7 (2) submitted to the Texas Water Commission on or
8 after that date.

9 SECTION 4. The importance of this legislation and the
10 crowded condition of the calendars in both houses create an
11 emergency and an imperative public necessity that the
12 constitutional rule requiring bills to be read on three several
13 days in each house be suspended, and this rule is hereby suspended.

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JAN 29 1991

1. Filed with the Chief Clerk.

FEB 11 1991

2. Read first time and Referred to Committee on

ENVIRONMENTAL AFFAIRS

3. Reported favorably (as amended)
(as substituted) and sent to Printer at _____

4. Printed and distributed at _____

5. Sent to Committee on Calendars at _____

6. Read second time (amended); passed to third reading (failed) by (Non-Record Vote)
(Record Vote of _____ yeas, _____ nays, _____
present, not voting).

7. Motion to reconsider and table the vote by which H.B. _____ was ordered
engrossed prevailed (failed) by a (Non-Record Vote) (Record Vote of _____ yeas,
_____ nays, and _____ present, not voting).

8. Constitutional Rule requiring bills to be read on three several days suspended (failed
to suspend) by a four-fifths vote of _____ yeas, _____ nays, and _____
present, not voting).

9. Read third time (amended); finally passed (failed) by (Non-Record Vote) (Record Vote
of _____ yeas, _____ nays, _____ present, not voting).

10. Caption ordered amended to conform to body of bill.

11. Motion to reconsider and table the vote by which H. B. _____ was finally passed
prevailed (failed) by a (Non-Record Vote) (Record Vote of _____ yeas, _____
nays, and _____ present, not voting).

12. Ordered Engrossed at _____

13. Engrossed.

14. Returned to Chief Clerk at _____

15. Sent to Senate.

Chief Clerk of the House

16. Received from the House

17. Read, referred to Committee on _____

18. Reported favorably

19. Reported adversely, with favorable Committee Substitute; Committee Substitute read
first time.

20. Ordered not printed.

21. Regular order of business suspended by
(a viva voce vote.)
(_____ yeas, _____ nays.)

_____ 22. To permit consideration, reading and passage, Senate and Constitutional Rules
suspended by vote of _____ yeas, _____ nays.

_____ 23. Read second time _____ passed to third reading by:
(a viva voce vote.)
(_____ yeas, _____ nays.)

_____ 24. Caption ordered amended to conform to body of bill.

_____ 25. Senate and Constitutional 3-Day Rules suspended by vote of _____ yeas,
_____ nays to place bill on third reading and final passage.

_____ 26. Read third time and passed by
(a viva voce vote.)
(_____ yeas, _____ nays.)

OTHER ACTION: OTHER ACTION:

Secretary of the Senate

_____ 27. Returned to the House.

_____ 28. Received from the Senate (with amendments,
(as substituted.)

_____ 29. House (Concurred) (Refused to Concur) in Senate (Amendments)
(Substitute) by a (Non-Record
Vote) (Record Vote of _____ yeas, _____ nays, _____ present,
not voting).

_____ 30. Conference Committee Ordered.

_____ 31. Conference Committee Report Adopted (Rejected) by a (Non-Record Vote) (Record
Vote of _____ yeas, _____ nays, and _____ present, not voting).

_____ 32. Ordered Enrolled at _____